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**VIA EFILING AND EMAIL**

Mr. Charles L.A. Terreni  
Chief Clerk/Administrator  
South Carolina Public Service Commission  
101 Executive Center Dr., Suite 100  
Columbia, SC 29210

Re: Performance Bond – Wyboo Plantation Utilities, Inc.  
PSC Docket No.: 2007-135-WS

Dear Mr. Terreni:

On October 3, 2008, Wyboo Plantation Utilities, Inc., (“Wyboo”) submitted documents in an attempt to comply with the Commission’s Order No. 2008-569. The Office of Regulatory Staff upon review and examination of these documents finds that they do not provide sufficient surety for the following reasons: (1) The statement attempts to utilize the assets of the utility to meet the minimum requirement of \$100,000 for each service; (2) while the assets of the utility are included, the liabilities of the utility are not included thereby providing a skewed financial picture; and (3) Sumter County lists the title to the residential property as “Mark S & Ernestine Wrigley” not “Mark S. Wrigley” as reflected on page 2 of the financial statement.

26 S.C. Code Ann. Reg. 103-712 3.3 (Supp. 2007) provides that the financial statement should show the “individual surety’s personal assets, liabilities, and net worth.” ORS is concerned that the financial statements provided rely heavily on the assets of the utility itself rather than providing sufficient surety in the event this Commission were required to call upon the assets identified in the financial statements.

For these reasons, ORS respectfully submits that the financial statements do not provide sufficient surety and that the Commission should require Wyboo to post a bond.

Sincerely,

Nanette S. Edwards

NSE/clm

cc: Richard L. Whitt